

REMARKS

Applicants cancel claim 24. Claims 3-14, 17-20, and 22-23 had previously been canceled. Claims 1-2, 15-16, and 21 remain pending in the application. Applicants amend claims 1-2, 16, and 21 for further clarification in correspondence with claims 15 and 16. No new matter has been added.

Claims 1-2 and 21 stand under 35 U.S.C. § 112, first paragraph, as allegedly failing to comply with the written description requirement.

Applicants amend claims 1-2 and 21 to further clarify the recited features to correspond with the language recited in claims 15 and 16, respectively. Applicants refer to Figs. 22 and 29, and their corresponding description in the specification for exemplary embodiments of and support for the claimed invention. Accordingly, Applicants respectfully request that the Examiner withdraw the § 112, ¶ 1 rejection.

Claims 1-2, 15-16, 21, and 24 were rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,363,143 to Fox, in view of U.S. Patent No. 5,920,614 to Osman et al. Applicants respectfully traverse the rejection.

The Examiner conceded, on page 4 of the Office Action, that Fox fails to disclose the claimed feature of

“provided information being usable for selecting, at [a] calling terminal, ... another communication service when [a] call to [a] called terminal is in a non-connectable state.”

The Examiner relied upon Osman et al. as a combining reference that allegedly suggests this feature. Osman et al., as cited and relied upon by the Examiner, do not, however, disclose or suggest the above-cited feature of the claimed invention, and, thus, fail to cure the acknowledged deficiencies of Fox. Instead, the cited portions of Osman et al. only include description of a technique for providing a calling party with information on a “present physical location” of a called party. And such portions do not include any disclosure

or suggestion of providing any information on another communication service, let alone such information usable for selecting the another communication service.

As such, even assuming, arguendo, that it would have been obvious to one skilled in the art at the time the claimed invention was made to combine Fox and Osman et al., such a combination would still have failed disclose or suggest,

“[a] communication service information providing method comprising the steps of:

receiving a call from a calling terminal for connecting to a called terminal used by a subscriber of a communication counter party that wants to establish a communication and subscribes to a plurality of communication services, said call being used to select one of the plurality of communication services; and

providing information related to another communication service subscribed to by the subscriber of the communication counter party that wants to establish the communication for connecting to the calling terminal, the provided information being usable for selecting, at the calling terminal, said another communication service when the call to the called terminal is in a non-connectable state,” as recited in claim 1. (Emphasis added)

Accordingly, Applicants respectfully submit the claim 1 is patentable over Fox and Osman et al., separately and in combination, for at least the foregoing reasons. Claims 2, 15-16, and 21 incorporate features that correspond to those of claim 1 cited above, and are, therefore, patentable over the cited references for at least the same reasons.

In view of the remarks set forth above, this application is in condition for allowance which action is respectfully requested. However, if for any reason the Examiner should consider this application not to be in condition for allowance, the Examiner is respectfully requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action.

Any fee due with this paper may be charged to Deposit Account No. 50-1290.

Respectfully submitted,

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